

ORIGINAL

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7 Attorneys for Plaintiff
 8 AUTODESK, INC.

9
 10 UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

11
 12 AUTODESK, INC., a Delaware
 corporation,

13 Plaintiff,

14 v.

15 ADVANTEC CONSULTING
 16 ENGINEERS, INC., a California
 corporation,

17 Defendant.

18 FILED
 MAY - 4 2010
 RICHARD W. WIEKING
 CLERK, U.S. DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 OAKLAND

FEB
 2010
 DIS
 (a)

ADR

CASE NO.

**COMPLAINT FOR DAMAGES AND
 INJUNCTIVE RELIEF**

1. Copyright Infringement;
2. Circumvention of Copyright Protection
 Measures

1 Plaintiff Autodesk, Inc. ("Autodesk") states and alleges as follows for its complaint
 2 against defendant ADVANTEC Consulting Engineers, Inc. ("Defendant").

3 **JURISDICTION AND VENUE**

4 **Parties**

5 1. Autodesk is a Delaware corporation with its principal place of business in San
 6 Rafael, California.

7 2. Autodesk is informed and believes and thereon alleges that Defendant is a
 8 California corporation with its principal place of business in Diamond Bar, California.

9 **Jurisdiction**

10 3. This case is a civil action arising under the copyright laws of the United States, 17
 11 U.S.C. § 101, *et seq.* (the "Copyright Act"). This Court has subject matter jurisdiction over
 12 Autodesk's claims pursuant to 17 U.S.C. § 501, *et seq.* (copyright), 28 U.S.C. § 1331 (federal
 13 subject matter jurisdiction), and 28 U.S.C. § 1338(a) (copyright actions).

14 4. Autodesk is informed and believes and thereon alleges that Defendant knew, or
 15 reasonably should have known, that Autodesk: (a) is located in California, and that Defendant
 16 directed and aimed its unauthorized activities at Autodesk, which is located in the Northern
 17 District of California; and (b) would likely suffer the brunt of the harm caused by Defendant in
 18 California at Autodesk's principal place of business. Defendant's activities complained of herein
 19 caused Autodesk to bear the brunt of the harm in California at its principal place of business in
 20 San Rafael, California within this District.

21 **Venue**

22 5. Venue is proper in this District pursuant to 28 U.S.C. §§ 1391(b), and (c) and
 23 1400(a).

24 **Intradistrict Assignment**

25 6. Because this matter is an Intellectual Property Action, there is no basis for
 26 assignment to a particular location or division of the Court pursuant to Civil L.R. 3-2(c).

27 ///

28 ///

GENERAL ALLEGATIONS

Introduction

7. Autodesk is in the business of, and has made and continues to make substantial investments of time, effort, and expense in, designing, developing, testing, manufacturing, publishing, marketing, distributing, and licensing a wide variety of software products recorded on various media, including without limitation optical disks, for use on computers.

8. In connection with Autodesk's software products, Autodesk owns copyrights that are the subject of registrations with the United States Copyright Office.

9. Widespread use of illegal copies of Autodesk's software products (commonly known as software piracy) has caused and continues to cause significant harm to Autodesk and undermines Autodesk's investments in its products.

10. Autodesk brings this action as a result of Defendant's unauthorized reproduction and use of certain of Autodesk's software products and Defendant's unauthorized circumvention of technological measures incorporated into Autodesk's software products that effectively control access to those products. Defendant's actions and omissions complained of herein were and continue to be undertaken willfully, intentionally, and maliciously and have caused and continue to cause substantial damage to Autodesk.

11. Autodesk respectfully requests that the Court enter an injunction against Defendant and award Autodesk damages, costs, and attorney's fees as allowed by statute.

Autodesk's Software Products and Copyrights

12. Autodesk's software products include computer aided design and other design programs, such as AutoCAD® 2006 software, AutoCAD® 2008 software, AutoCAD® 2009 software, AutoCAD® Civil 3D® 2008 software, AutoCAD® Civil 3D® 2009 software, and AutoCAD® Map 3D 2008 software. These products along with their reference materials are hereinafter collectively referred to as the "Autodesk Products."

13. The Autodesk Products contain a large amount of material that is wholly original with Autodesk and is copyrightable subject matter under the laws of the United States. At all times herein relevant, Autodesk complied in all respects with the Copyright Act and secured the

1 exclusive rights and privileges in and to the copyrights in the Autodesk Products (collectively the
2 “Autodesk Copyrights”).

3 14. Each of the Autodesk Products is an original work, copyrightable under the
4 Copyright Act, and has been timely registered in full compliance with the Copyright Act.
5 Autodesk has received a Certificate of Registration from the Register of Copyrights for each of
6 the Autodesk Products, copies of which are attached as Exhibit A hereto and incorporated herein
7 by reference.

8 15. Since the registration of the Autodesk Copyrights, the Autodesk Products have
9 been published and distributed by Autodesk or under its authority in compliance with the
10 provisions of the Copyright Act. Autodesk has thus fully maintained the validity of the
11 copyrights in the Autodesk Products.

12 16. Autodesk has never authorized Defendant to copy or reproduce the Autodesk
13 Products in violation of any applicable end-user license agreement or circumvent the
14 technological measures in the Autodesk Products that effectively control access thereto.

The Business and Infringing Activities of Defendant

16 17. Autodesk is informed and believes and thereon alleges that Defendant is an
17 engineering firm that specializes in the planning, design and implementation of intelligent
18 transportation systems and advanced technology solutions. Autodesk is informed and believes
19 and thereon alleges that in conducting its business Defendant has engaged in the unauthorized
20 reproduction of certain of the Autodesk Products onto computers located at its premises and that
21 Defendant uses copies of the Autodesk Products.

22 18. Autodesk is informed and believes and thereon alleges that Defendant has
23 purchased at least one license for Autodesk's AutoCAD® Map 3D 2008 software.

24 19. Autodesk is informed and believes and thereon alleges that, without Autodesk's
25 authorization, Defendant has: (a) copied and reproduced certain of the Autodesk Products; and
26 (b) circumvented technological measures that effectively control access to the Autodesk Products
27 (collectively, the "Access Control Technology").

28 //

20. Autodesk is informed and believes and thereon alleges that Defendant has willfully, intentionally, and maliciously engaged in the acts and omissions complained of herein without regard to Autodesk's proprietary rights.

FIRST CLAIM FOR RELIEF

(Copyright Infringement)

21. Autodesk re-alleges and incorporates herein by this reference each of the allegations contained in Paragraphs 1 through 20 above as though fully set forth.

22. Defendant's acts and omissions constitute willful, intentional, and malicious infringement of the Autodesk Copyrights in violation of the Copyright Act, 17 U.S.C. § 501.

23. Defendant's willful, intentional, and malicious copyright infringement has caused, and will continue to cause, Autodesk to suffer substantial injuries, loss, and damage to its proprietary and exclusive rights to the Autodesk Products and the Autodesk Copyrights and has and will continue to cause Autodesk to lose profits in an amount not yet ascertained.

24. Defendant's copyright infringement, and the threat of continuing infringement by Defendant, has caused and will continue to cause Autodesk to suffer repeated and irreparable injury. It would be difficult to ascertain the amount of money damages that would afford Autodesk adequate relief at law for Defendant's continuing acts and omissions complained of herein and a multiplicity of judicial proceedings would be required. Autodesk's remedy at law is not adequate to compensate Autodesk for the injuries already inflicted and further threatened by Defendant. Therefore, Autodesk respectfully requests as prayed for below that Defendant be restrained and enjoined as authorized by the Copyright Act.

WHEREFORE, Autodesk seeks relief as set forth below.

SECOND CLAIM FOR RELIEF

(Circumvention of Copyright Protection Measures)

25. Autodesk re-alleges and incorporates herein by this reference each of the allegations contained in Paragraphs 1 through 24 above as though fully set forth.

26 The Autodesk Products contain Access Control Technology.

111

1 27. Autodesk is informed and believes and thereon alleges that, without Autodesk's
2 authorization, Defendant willfully, intentionally, and maliciously circumvented the Access
3 Control Technology in violation of 17 U.S.C. § 1201(a).

4 28. Defendant's willful, intentional, and malicious circumvention of the Access
5 Control Technology has caused and will continue to cause Autodesk to suffer substantial injuries,
6 loss, and damage to its proprietary and exclusive rights to the Autodesk Products and the
7 Autodesk Copyrights and has and will continue to cause Autodesk to lose profits in an amount
8 not yet ascertained.

9 29. Defendant's circumvention of the Access Control Technology, and the threat of
10 continuing circumvention, has and will continue to cause Autodesk to suffer repeated and
11 irreparable injury. It would be difficult to ascertain the amount of money damages that would
12 afford Autodesk adequate relief at law for Defendant's continuing acts and omissions complained
13 of herein and a multiplicity of judicial proceedings would be required. Autodesk's remedy at law
14 is not adequate to compensate it for the injuries already inflicted and further threatened by
15 Defendant. Therefore, Autodesk respectfully requests as prayed for below that Defendant be
16 restrained and enjoined as authorized by the Copyright Act and any device or product in
17 Defendant's possession, custody, or control that enabled or was involved in the circumvention
18 should be impounded pursuant to 17 U.S.C. § 1203(b).

PRAYER FOR RELIEF

WHEREFORE, Autodesk seeks relief as follows:

21 1. That, upon motion, the Court issue a preliminary injunction enjoining and
22 restraining Defendant and its agents, servants, employees, successors and assigns, and all other
23 persons acting in concert or conspiracy with Defendant or affiliated with Defendant, from:

24 (a) Copying, reproducing, distributing, or using any unauthorized copies of
25 Autodesk's copyrighted software products;

26 (b) Otherwise infringing any of Autodesk's copyrights;

27 (c) Circumventing any technological measure that effectively controls access
28 to any of Autodesk's software products;

(d) Destroying, or otherwise disposing of, or altering any copies of software or other products, materials, technologies, services, devices, components, documents, or electronically stored data or files that relate or pertain in any way to the:

(i) Copying, reproduction, distribution or use of any of Autodesk's software products;

(ii) Circumvention of any technological measure that effectively controls access to any of Autodesk's software products; or

(iii) Infringement of any of Autodesk's copyrights.

2. That the Court issue a permanent injunction making permanent the orders requested in paragraphs 1(a) through (c) of this Prayer for Relief;

3. That, upon motion, the Court issue a preliminary injunction impounding any device or product in Defendant's possession, custody, or control that has been involved in or is connected to Defendant's circumvention of any technological measure that effectively controls access to any of Autodesk's software products;

4. That Autodesk be awarded for Defendant's willful, intentional, and malicious copyright infringement either: (a) actual damages in an amount to be determined at trial, together with the profits derived from Defendant's infringement of Autodesk's copyrighted software products; or (b) statutory damages for each act of infringement in an amount provided by law, as set forth in 17 U.S.C. § 504, at Autodesk's election before the entry of a final judgment;

5. That Autodesk be awarded for Defendant's willful, intentional, and malicious circumvention of technological copyright protection measures either: (a) actual damages in an amount to be determined at trial, together with the profits derived from Defendant's circumvention; or (b) statutory damages for each violation in an amount provided by law, as set forth in 17 U.S.C. § 1203(c), at Autodesk's election before the entry of a final judgment;

6. That the Court issue an order upon entry of judgment in this action requiring Defendant to destroy any and all infringing copies in Defendant's possession, custody, or control of Autodesk's software products, as set forth by the Copyright Act, 17 U.S.C. § 503(b);

1

1 7. That the Court issue an order upon judgment requiring Defendant to destroy any
2 device or product involved in Defendant's circumvention of any technological measure that
3 effectively controls access to any of Autodesk's software products, as set forth by the Copyright
4 Act, 17 U.S.C. § 1203(b)(6);

5 8. That the Court issue an order requiring Defendant to serve on Autodesk within
6 thirty (30) days after service of an injunction a report, in writing, under oath, setting forth in detail
7 the manner and form in which Defendant has complied with the injunction;

8 9. That the Court award Autodesk its reasonable attorney's fees pursuant to 17
9 U.S.C. §§ 505 and 1203(b);

10 10. That the Court award Autodesk its costs of suit incurred herein; and

11 11. That the Court grant such other and further relief as it deems just and proper.

12 Dated: May 4, 2010

DONAHUE GALLAGHER WOODS LLP

13 By:

14 Julie E. Hofer
15 Attorneys for Plaintiff
16 AUTODESK, INC.
17
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EXHIBIT A

Certificate of Registration



This Certificate issued under the seal of the Copyright Office in accordance with title 17, United States Code, attests that registration has been made for the work identified below. The information on this certificate has been made a part of the Copyright Office records.

Marybeth Peters

Register of Copyrights, United States of America

FORM TX

For a Literary Work

TX 6-125-535



EFFECTIVE DATE OF REGISTRATION

4 14 2005
Month Day Year

DO NOT WRITE ABOVE THIS LINE IF YOU NEED MORE SPACE, USE A SEPARATE CONTINUATION SHEET

1

TITLE OF THIS WORK ▼

AutoCAD 2006 and User's Guide

PREVIOUS OR ALTERNATIVE TITLES ▼

PUBLICATION AS A CONTRIBUTION If this work was published as a contribution to a periodical serial or collection give information about the collective work in which the contribution appeared Title of Collective Work ▼

If published in a periodical or serial give	Volume ▼	Number ▼	Issue Date ▼	On Pages ▼
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2

NAME OF AUTHOR ▼

a Autodesk, Inc

Was this contribution to the work a "work made for hire"?

 Yes No

AUTHOR'S NATIONALITY OR DOMICILE

Name of Country

OR

Citizen of ▶

U.S.A

DATES OF BIRTH AND DEATH

Year Born ▼

Year Died ▼

WAS THIS AUTHOR'S CONTRIBUTION TO THE WORK

If the answer to either of these questions is "Yes" see detailed instructions

Anonymous? Yes NoPseudonymous? Yes No

NOTE

Under the law the author of a work made for hire is generally the employer not the employee (see instructions). For any part of this work that was made for hire check "Yes" in the space provided give the employer (or other person for whom the work was prepared) as Author of that part and leave the space for dates of birth and death blank

b

NATURE OF AUTHORSHIP Briefly describe nature of material created by this author in which copyright is claimed ▼

New and revised software code and User's Guide

NAME OF AUTHOR ▼

DATES OF BIRTH AND DEATH

Year Born ▼

Year Died ▼

WAS THIS AUTHOR'S CONTRIBUTION TO THE WORK

If the answer to either of these questions is "Yes" see detailed instructions

Anonymous? Yes NoPseudonymous? Yes No**c**

NAME OF AUTHOR ▼

DATES OF BIRTH AND DEATH

Year Born ▼

Year Died ▼

Was this contribution to the work a "work made for hire"?

 Yes No

AUTHOR'S NATIONALITY OR DOMICILE

Name of Country

OR

Citizen of ▶

U.S.A

WAS THIS AUTHOR'S CONTRIBUTION TO THE WORK

If the answer to either of these questions is "Yes" see detailed instructions

Anonymous? Yes NoPseudonymous? Yes No**3****a**

YEAR IN WHICH CREATION OF THIS WORK WAS COMPLETED

2005

This information must be given in all cases
◀ Year

b

DATE AND NATION OF FIRST PUBLICATION OF THIS PARTICULAR WORK

Complete this information Month ▶ March Day ▶ 16 Year ▶ 2005

United States of America

See instructions before completing this space

4

COPYRIGHT CLAIMANT(S) Name and address must be given even if the claimant is the same as the author given in space 2 ▼

Autodesk Inc
111 McInnis Parkway
San Rafael CA 94903

TRANSFER If the claimant(s) named here in space 4 is (are) different from the author(s) named in space 2 give a brief statement of how the claimant(s) obtained ownership of the copyright ▼

DO NOT WRITE HERE
OFFICE USE ONLY

APPLICATION RECEIVED

APR 14 2005

ONE DEPOSIT RECEIVED

TWO DEPOSITS RECEIVED

APR 14 2005

FUND RECEIVED

MORE ON BACK ▶ Complete all applicable spaces (numbers 5-11) on the reverse side of this page
See detailed instructions
Sign the form at line 10

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Page 1 of 2 pages

EXHIBIT A

EXAMINED BY *Jlm*

FORM TX

CHECKED BY

 CORRESPONDENCE
 YesFOR
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DO NOT WRITE ABOVE THIS LINE IF YOU NEED MORE SPACE, USE A SEPARATE CONTINUATION SHEET

PREVIOUS REGISTRATION Has registration for this work or for an earlier version of this work already been made in the Copyright Office?

 Yes No If your answer is "Yes" why is another registration being sought? (Check appropriate box) ▼a This is the first published edition of a work previously registered in unpublished formb This is the first application submitted by this author as copyright claimantc This is a changed version of the work as shown by space 6 on this application

If your answer is "Yes" give Previous Registration Number ▼ Year of Registration ▼

TX 5-958-414 2004

5

DERIVATIVE WORK OR COMPILED Work Complete both space 6a and 6b for a derivative work complete only 6b for a compilation

a Preexisting Material Identify any preexisting work or works that this work is based on or incorporates ▼

AutoCAD 2005 and User's Guide, miscellaneous licensed software

6

b Material Added to This Work Give a brief general statement of the material that has been added to this work and in which copyright is claimed ▼

New and revised software code and User's Guide

See instructions
before completing
this space

—space deleted—

7

REPRODUCTION FOR USE OF BLIND OR PHYSICALLY HANDICAPPED INDIVIDUALS A signature on this form at space 10 and a check in one of the boxes here in space 8 constitutes a non exclusive grant of permission to the Library of Congress to reproduce and distribute solely for the blind and physically handicapped and under the conditions and limitations prescribed by the regulations of the Copyright Office, (1) copies of the work identified in space 1 of this application in Braille (or similar tactile symbols) or (2) phonorecords embodying a fixation of a reading of that work or (3) both

8

 Copies and Phonorecords Copies Only Phonorecords Only

See instructions

DEPOSIT ACCOUNT If the registration fee is to be charged to a Deposit Account established in the Copyright Office give name and number of Account Name ▼ Account Number ▼

Donahue Gallagher Woods LLP

DAO81221

9

CORRESPONDENCE Give name and address to which correspondence about this application should be sent Name/Address/Apt/City/State/ZIP ▼

Jonathan N. Osder, Esq.

DONAHUE GALLAGHER WOODS LLP

591 Redwood Highway, Suite 1200, Mill Valley, CA 94941

Fax/Calls and Telephone Number ▼ (415) 381-4161

Be sure to
give your
daytime phone
number

CERTIFICATION I the undersigned hereby certify that I am the

Check only one ▶

- author
 other copyright claimant
 owner of exclusive right(s)
 authorized agent of Autodesk Inc

Name of author or other copyright claimant or owner of exclusive right(s) ▼

of the work identified in this application and that the statements made by me in this application are correct to the best of my knowledge

Typed or printed name and date ▼ If this application gives a date of publication in space 3 do not sign and submit it before that date

Jonathan N. Osder

Date ▼ *11 April 2005*

10

Handwritten signature (X) ▼

*Jonathan N. Osder*MAIL
CERTIFI-
CATE TO

Name ▼ Jonathan N. Osder Esq. DONAHUE GALLAGHER WOODS LLP

Certificate
will be
mailed in
window
envelope

Number/Street/Apt ▼ 591 Redwood Highway, Suite 1200

City/State/ZIP ▼ Mill Valley, CA 94941

YOU MUST
Complete all necessary spaces.
Sign your application in space 10.
SEND ALL ELEMENTS
IN THE SAME PACKAGE

1 Application form
 2 Nonrefundable \$20 filing fee
 in check, money order
 payable to Register of Copyrights
 3 Deposit material
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 Register of Copyrights
 Library of Congress
 Washington D C 20559-6000

11

17 U.S.C. § 506(e) Any person who knowingly makes a false representation of a material fact in the application for copyright registration provided for by section 409 or in any written statement filed in connection with the application shall be fined not more than \$2,500

May 1995—300 000

U.S. COPYRIGHT OFFICE WWW.FORM.1995

Certificate of Registration



This Certificate issued under the seal of the Copyright Office in accordance with title 17, *United States Code*, attests that registration has been made for the work identified below. The information on this certificate has been made a part of the Copyright Office records.

Marybeth Peters

Register of Copyrights, United States of America

C Form TX
For a Non Dramatic Literary Work
UNITED STATES COPYRIGHT OFFICE

TX 6-576-172

STANDARD FORM

EFFECTIVE DATE OF REGISTRATION

MAY 18 2007

Month Day Year

DO NOT WRITE ABOVE THIS LINE IF YOU NEED MORE SPACE, USE A SEPARATE CONTINUATION SHEET

1

TITLE OF THIS WORK ▼

AutoCAD 2008 and User's Guide

PREVIOUS OR ALTERNATIVE TITLES ▼

PUBLICATION AS A CONTRIBUTION If this work was published as a contribution to a periodical serial or collection give information about the collective work in which the contribution appeared **Title of Collective Work ▼**

If published in a periodical or serial give **Volume ▼**

Number ▼

Issue Date ▼

On Pages ▼

2

NAME OF AUTHOR ▼

a Autodesk, Inc.

Was this contribution to the work a work made for hire?

Yes
 No

AUTHOR'S NATIONALITY OR DOMICILE

Name of Country

OR Citizen of ► _____
Domiciled in ► U.S.A.

DATES OF BIRTH AND DEATH

Year Born ▼

Year Died ▼

WAS THIS AUTHOR'S CONTRIBUTION TO THE WORK

If the answer to either of these questions is "Yes" see detailed instructions

Anonymous? Yes No

Pseudonymous? Yes No

NOTE

Under the law the author of a work made for hire is generally the employer not the employee (see instructions) For any part of the work that was made for hire check "Yes" in the space provided give the employer (or other person for whom the work was prepared) as Author of that part and leave the space for date of birth and death blank

b

NATURE OF AUTHORSHIP Briefly describe nature of material created by this author in which copyright is claimed ▼

New and revised software code and user's guide

NAME OF AUTHOR ▼

Was this contribution to the work a work made for hire?

Yes
 No

AUTHOR'S NATIONALITY OR DOMICILE

Name of Country

OR Citizen of ► _____
Domiciled in ► _____

DATES OF BIRTH AND DEATH

Year Born ▼

Year Died ▼

WAS THIS AUTHOR'S CONTRIBUTION TO THE WORK

If the answer to either of these questions is "Yes" see detailed instructions

Anonymous? Yes No

Pseudonymous? Yes No

c

NATURE OF AUTHORSHIP Briefly describe nature of material created by this author in which copyright is claimed ▼

NAME OF AUTHOR ▼

Was this contribution to the work a work made for hire?

Yes
 No

AUTHOR'S NATIONALITY OR DOMICILE

Name of Country

OR Citizen of ► _____
Domiciled in ► _____

DATES OF BIRTH AND DEATH

Year Born ▼

Year Died ▼

WAS THIS AUTHOR'S CONTRIBUTION TO THE WORK

If the answer to either of these questions is "Yes" see detailed instructions

Anonymous? Yes No

Pseudonymous? Yes No

3

a

YEAR IN WHICH CREATION OF THIS WORK WAS COMPLETED

2007 This information must be given in all cases.

b

DATE AND NATION OF FIRST PUBLICATION OF THIS PARTICULAR WORK

Complete this information Month ► March Day ► 23 Year ► 2007
ONLY if this work has been published

United States of America

◀ Nation

4

See instructions before completing this space

COPYRIGHT CLAIMANT(S) Name and address must be given even if the claimant is the same as the author given in space 2 ▼

Autodesk, Inc.
111 McInnis Parkway
San Rafael, CA 94903

TRANSFER If the claimant(s) named here in space 4 is (are) different from the author(s) named in space 2 give a brief statement of how the claimant(s) obtained ownership of the copyright ▼

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MAY 18 2007

ONE DEPOSIT RECEIVED

TWO DEPOSITS RECEIVED

MAY 18 2007

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THE
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Sign the form at line 8

DO NOT WRITE HERE
Page 1 of 1 pages

EXHIBIT A

EXAMINED BY *SJM*

FORM TX

CHECKED BY

CORRESPONDENCE
Yes

FOR
COPYRIGHT
OFFICE
USE
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DO NOT WRITE ABOVE THIS LINE IF YOU NEED MORE SPACE, USE A SEPARATE CONTINUATION SHEET**PREVIOUS REGISTRATION** Has registration for this work or for an earlier version of this work, already been made in the Copyright Office?

(2) Yes (1) No If your answer is Yes why is another registration being sought? (Check appropriate box) ▼

- a This is the first published edition of a work previously registered in unpublished form
 b This is the first application submitted by this author as copyright claimant
 c This is a changed version of the work, as shown by space 6 on this application

If your answer is Yes give Previous Registration Number ▶

TX 6-363-178

Year of Registration ▶

2006

5

DERIVATIVE WORK OR COMPILED

Presenting Material Identify any presenting work or works that this work is based on or incorporates ▼

AutoCAD 2007 and User's Guide, miscellaneous licensed software

a 6

See instructions
before completing
this space

Material Added to This Work Give a brief general statement of the material that has been added to this work and in which copyright is claimed ▼

New and revised software code and user's guide

b

DEPOSIT ACCOUNT If the registration fee is to be charged to a Deposit Account established in the Copyright Office give name and number of Account Name ▼ Account Number ▼

Donahue Gallagher Woods LLP

DAO81221

a 7

CORRESPONDENCE Give name and address to which correspondence about this application should be sent Name/Address/Apt/City/State/Zip ▼

Jonathan N Oster, Esq

DONAHUE GALLAGHER WOODS LLP

591 Redwood Highway, Suite 1200, Mill Valley, CA 94941

b

Area code and daytime telephone number ▶ 415-381-4161

Fax number ▶ 415-381-7515

Email ▶ jon@donahue.com**CERTIFICATION*** I the undersigned hereby certify that I am the

Check only one ▶

- author
 other copyright claimant
 owner of exclusive right(s)
 authorized agent of Autodesk, Inc.

Name of author or other copyright claimant or owner of exclusive right(s) ▶

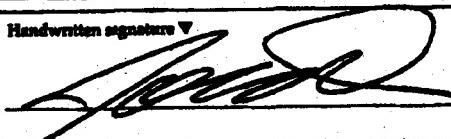
8

Typed or printed name and date ▼ If this application gives a date of publication in space 3 do not sign and submit it before that date

Jonathan N Oster

Date ▶ May 15, 2007

Handwritten signature ▼

**Certificate**
will be
mailed in
window
envelope
to this
address

Name ▼ Jonathan N Oster, Esq DONAHUE GALLAGHER WOODS LLP

Number/Business ▼

591 Redwood Highway, Suite 1200

City/State/Zip ▼

Mill Valley, CA 94941

Complete all necessary spaces
before you sign this space ▶

- 1 Application form
 2 Nonrefundable filing fee in check or money
 order payable to Register of Copyrights
 3 Deposit material

Library of Congress
 Copyright Office
 101 Independence Avenue SE
 Washington, DC 20559-6022

9

17 USC (2006e) Any person who knowingly makes a false representation of a material fact in the application for copyright registration provided for by section 408 or in any written statement filed in connection with the application shall be fined not more than \$2,500

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U.S. Government Printing Office 2009-200-00000

EXHIBIT A

Certificate of Registration



This Certificate issued under the seal of the Copyright Office in accordance with title 17, *United States Code*, attests that registration has been made for the work identified below. The information on this certificate has been made a part of the Copyright Office records.

Marybeth Peters

Register of Copyrights, United States of America

Registration Number:

TX 6-861-815

Effective date of registration:

June 2, 2008

Title

Title of Work: AutoCAD 2009 and User Assistance Cue Cards

Completion/ Publication

Year of Completion: 2008

Date of 1st Publication: March 25, 2008

Nation of 1st Publication: United States

Author

Author: Autodesk, Inc.

Author Created: computer program

Work made for hire: Yes

Domiciled in: United States

Copyright claimant

Copyright Claimant: Autodesk, Inc.

111 McInnis Parkway, San Rafael, CA, 94903, United States

Limitation of copyright claim

Material excluded from this claim: Miscellaneous licensed software.

Previous registration and year: TX 6 576 172 2007

New material included in claim: New and revised software code and user assistance cue cards.

Rights and Permissions

Organization Name: Donahue Gallagher Woods LLP

Name: Jonathan N. Osder

Email: jon@donahue.com

Telephone: 415381-416-1223

Address: 591 Redwood Highway

Suite 1200

Mill Valley, CA 94941 United States

Certification

Name: Jonathan N. Osder

Date: June 2, 2008

Certificate of Registration



This Certificate issued under the seal of the Copyright Office in accordance with title 17, *United States Code*, attests that registration has been made for the work identified below. The information on this certificate has been made a part of the Copyright Office records.

Marybeth Peters

Register of Copyrights, United States of America

C Form TX
For a Nondramatic Literary Work
UNITED STATES COPYRIGHT OFFICE

TX 6-646-617



EFFECTIVE DATE OF REGISTRATION

JUNE 7, 2007

Month Day Year

DO NOT WRITE ABOVE THIS LINE. IF YOU NEED MORE SPACE, USE A SEPARATE CONTINUATION SHEET.

1

TITLE OF THIS WORK ▼

AutoCAD Civil 3D 2008

PREVIOUS OR ALTERNATIVE TITLES ▼

AutoCAD Civil 3D 2008 with AutoCAD Civil 3D Land Desktop Companion 2008

PUBLICATION AS A CONTRIBUTION If this work was published as a contribution to a periodical, serial, or collection, give information about the collective work in which the contribution appeared. Title of Collective Work ▼

If published in a periodical or serial give: Volume ▼

Number ▼

Issue Date ▼

On Pages ▼

2

NAME OF AUTHOR ▼

a Autodesk, Inc.

DATES OF BIRTH AND DEATH

Year Born ▼ Year Died ▼

Was this contribution to the work a "work made for hire"? Yes No

AUTHOR'S NATIONALITY OR DOMICILE

Name of Country

OR Citizen of Domiciled in U.S.A.

WAS THIS AUTHOR'S CONTRIBUTION TO THE WORK If the answer to either of these questions is "Yes," see detailed instructions.

Anonymous? Yes No

Pseudonymous? Yes No

NOTE

Under the law, the "author" of a "work made for hire" is generally the employer, not the employee (see instructions). For any part of this work that was made for hire, check "Yes" in the space provided, give the employer (or other person for whom the work was prepared) as "Author" of that part, and leave the space for dates of birth and death blank.

NATURE OF AUTHORSHIP Briefly describe nature of material created by this author in which copyright is claimed. ▼

New and revised software code.

DATES OF BIRTH AND DEATH

Year Born ▼ Year Died ▼

NAME OF AUTHOR ▼

b Was this contribution to the work a "work made for hire"? Yes No

AUTHOR'S NATIONALITY OR DOMICILE

Name of Country

OR Citizen of Domiciled in

WAS THIS AUTHOR'S CONTRIBUTION TO THE WORK If the answer to either of these questions is "Yes," see detailed instructions.

Anonymous? Yes No

Pseudonymous? Yes No

NATURE OF AUTHORSHIP Briefly describe nature of material created by this author in which copyright is claimed. ▼

NAME OF AUTHOR ▼

DATES OF BIRTH AND DEATH

Year Born ▼ Year Died ▼

NAME OF AUTHOR ▼

c 3 a YEAR IN WHICH CREATION OF THIS WORK WAS COMPLETED This information must be given ONLY if this work has been published. 2007

b DATE AND NATION OF FIRST PUBLICATION OF THIS PARTICULAR WORK Complete this information Month April Day 16 Year 2007 Nation

4

COPYRIGHT CLAIMANT(S) Name and address must be given even if the claimant is the same as the author given in space 2. ▼

Autodesk, Inc.

111 McInnis Parkway
San Rafael, CA 94903

TRANSFER If the claimant(s) named here in space 4 is (are) different from the author(s) named in space 2, give a brief statement of how the claimant(s) obtained ownership of the copyright. ▼

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Page 1 of pages

MORE ON BACK ▶ • Complete all applicable spaces (numbers 5-9) on the reverse side of this page.
• See detailed instructions.
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EXAMINED BY *[Signature]*

FORM TX

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CORRESPONDENCE
Yes

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DO NOT WRITE ABOVE THIS LINE. IF YOU NEED MORE SPACE, USE A SEPARATE CONTINUATION SHEET.**PREVIOUS REGISTRATION** Has registration for this work, or for an earlier version of this work, already been made in the Copyright Office? Yes No If your answer is "Yes," why is another registration being sought? (Check appropriate box.) ▼a. This is the first published edition of a work previously registered in unpublished form.b. This is the first application substituted by this office as copyright claimant.c. This is a changed version of the work, as shown by space 6 on this application.

If your answer is "Yes," give: Previous Registration Number ►

TX 6-380-596

Year of Registration ►

2006

DERIVATIVE WORK OR COMPILATION

Preexisting Material Identify any preexisting work or works that this work is based on or incorporates. ▼

Autodesk Civil 3D 2007; miscellaneous licensed software.

Material Added to This Work Give a brief, general statement of the material that has been added to this work and in which copyright is claimed. ▼

New and revised software code.

5

a 6

See instructions
before completing
this space.

b

DEPOSIT ACCOUNT If the registration fee is to be charged to a Deposit Account established in the Copyright Office, give name and number of Account.
Name ▼

Account Number ▼

Donahue Gallagher Woods LLP

DAO81221

a 7

CORRESPONDENCE Give name and address to which correspondence about this application should be sent. Name / Address / Apt / City / State / Zip ▼

Jonathan N. Osder, Esq.

DONAHUE GALLAGHER WOODS LLP

591 Redwood Highway, Suite 1200, Mill Valley, CA 94941

Area code and daytime telephone number ► 415-381-4161

Fax number ► 415-381-7515

Email ►

jon@donahue.com

b

CERTIFICATION* I, the undersigned, hereby certify that I am the

Check only one

- author
- other copyright claimant
- owner of exclusive right(s)
- authorized agent of Autodesk, Inc.

Name of author or other copyright claimant, or owner of exclusive right(s) ▲

of the work identified in this application and that the statements made
by me in this application are correct to the best of my knowledge.

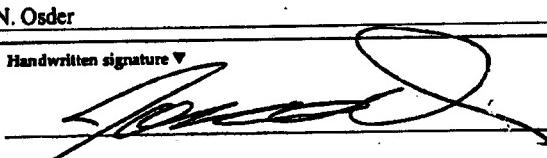
8

Typed or printed name and date ▼ If this application gives a date of publication in space 3, do not sign and submit it before that date.

Jonathan N. Osder

Date ► June 7, 2007

Handwritten signature ▼

**Certificate
will be
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window
envelope
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address:**

Name ▼

Jonathan N. Osder, Esq. DONAHUE GALLAGHER WOODS LLP

Number/Street/Apt ▼

591 Redwood Highway, Suite 1200

City/State/Zip ▼

Mill Valley, CA 94941

YOU MUST

- Complete all necessary spaces
- Sign your application in space 5

SEND ALL ELEMENTS
IN THE SAME PACKAGE

1. Application form
2. Nonrefundable filing fee in check or money order payable to Register of Copyrights
3. Deposit material

MAIL TO:
Library of Congress
Copyright Office
101 Independence Avenue SE
Washington, DC 20559-6222

9

*17 USC §505(c): Any person who knowingly makes a false representation of a material fact in the application for copyright registration provided for by section 408, or in any written statement filed in connection with the application, shall be fined not more than \$2,500.

Certificate of Registration



This Certificate issued under the seal of the Copyright Office in accordance with title 17, *United States Code*, attests that registration has been made for the work identified below. The information on this certificate has been made a part of the Copyright Office records.

Marybeth Peters

Register of Copyrights, United States of America



* *

Registration Number:

TX 6-887-553

Effective date of
registration:

July 1, 2008

Title

Title of Work: AutoCAD Civil 3D 2009

Completion/Publication

Year of Completion: 2008

Date of 1st Publication: April 15, 2008

Nation of 1st Publication: United States

Author

Author: Autodesk, Inc.

Author Created: computer program

Work made for hire: Yes

Domiciled In: United States

Copyright claimant

Copyright Claimant: Autodesk, Inc.

111 McInnis Parkway, San Rafael, CA, 94903, United States

Limitation of copyright claim

Material excluded from this claim: Miscellaneous licensed software.

Previous registration and year: PENDING PENDING

TX 6380596 2006

New material included in claim: New and revised software code.

Rights and Permissions

Organization Name: Donahue Gallagher Woods LLP

Name: Jonathan N. Osder

Email: jon@donahue.com

Telephone: 415-381-4161

Address: 591 Redwood Highway, Suite 1200

Mill Valley, CA 94941 United States

Certification

Name: Jonathan N. Osder

Date: July 1, 2008

Certificate of Registration



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Marybeth Peters

Register of Copyrights, United States of America

C Form TX

For a Nondramatic Literary Work
UNITED STATES COPYRIGHT OFFICE

TX 6-586-419



EFFECTIVE DATE OF REGISTRATION

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Month Day Year

DO NOT WRITE ABOVE THIS LINE. IF YOU NEED MORE SPACE, USE A SEPARATE CONTINUATION SHEET.

1

TITLE OF THIS WORK ▼

AutoCAD Map 3D 2008 and User's Guide

PREVIOUS OR ALTERNATIVE TITLES ▼

PUBLICATION AS A CONTRIBUTION If this work was published as a contribution to a periodical, serial, or collection, give information about the collective work in which the contribution appeared. Title of Collective Work ▼

If published in a periodical or serial give: Volume ▼ Number ▼

Issue Date ▼

On Pages ▼

2

NAME OF AUTHOR ▼

a Autodesk, Inc.

Was this contribution to the work a "work made for hire"?

Yes

No

AUTHOR'S NATIONALITY OR DOMICILE

Name of Country

OR { Citizen of ▶

Domiciled in ▶ U.S.A.

DATES OF BIRTH AND DEATH

Year Born ▼

Year Died ▼

WAS THIS AUTHOR'S CONTRIBUTION TO THE WORK

If the answer to either of these questions is "Yes," see detailed instructions.

Anonymous? Yes No

Pseudonymous? Yes No

NOTE

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b

NATURE OF AUTHORSHIP Briefly describe nature of material created by this author in which copyright is claimed. ▼

New and revised software code and user's guide.

DATES OF BIRTH AND DEATH

Year Born ▼

Year Died ▼

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c

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Yes

No

AUTHOR'S NATIONALITY OR DOMICILE

Name of Country

OR { Citizen of ▶

Domiciled in ▶

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Pseudonymous? Yes No

NATURE OF AUTHORSHIP Briefly describe nature of material created by this author in which copyright is claimed. ▼

3

a

YEAR IN WHICH CREATION OF THIS WORK WAS COMPLETED

This information must be given
2007
◀ Year in all cases.

b

DATE AND NATION OF FIRST PUBLICATION OF THIS PARTICULAR WORK

Complete this information Month ▶ APRIL Day ▶ 12 Year ▶ 2007

United States of America

◀ Nation

4

a

COPYRIGHT CLAIMANT(S) Name and address must be given even if the claimant is the same as the author given in space 2. ▼

Autodesk, Inc.

111 McInnis Parkway
San Rafael, CA 94903

TRANSFER If the claimant(s) named here in space 4 is (are) different from the author(s) named in space 2, give a brief statement of how the claimant(s) obtained ownership of the copyright. ▼

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• Sign the form at line 8.

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Page 1 of 2 pages

EXHIBIT A

EXAMINED BY *JM*

FORM TX

CHECKED BY

CORRESPONDENCE
 Yes

FOR
COPYRIGHT
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USE
ONLY**DO NOT WRITE ABOVE THIS LINE. IF YOU NEED MORE SPACE, USE A SEPARATE CONTINUATION SHEET.****PREVIOUS REGISTRATION** Has registration for this work, or for an earlier version of this work, already been made in the Copyright Office? Yes No If your answer is "Yes," why is another registration being sought? (Check appropriate box.) ▼

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 b. This is the first application submitted by this author as copyright claimant.
 c. This is a changed version of the work, as shown by space 6 on this application.

If your answer is "Yes" give Previous Registration Number ▶

TX 6-447-048

Year of Registration ▶

2007

5

DERIVATIVE WORK OR COMPILATION

Preexisting Material Identify any preexisting work or works that this work is based on or incorporates. ▼

Autodesk Map 3D 2007; miscellaneous licensed software.

a 6

See instructions
before completing
this space.**Material Added to This Work** Give a brief, general statement of the material that has been added to this work and in which copyright is claimed. ▼

New and revised software code and user's guide.

b

DEPOSIT ACCOUNT If the registration fee is to be charged to a Deposit Account established in the Copyright Office, give name and number of Account. Name ▼

Account Number ▶

Donahue Gallagher Woods LLP

DAO81221

a 7

CORRESPONDENCE Give name and address to which correspondence about this application should be sent. Name / Address / Apt / City / State / Zip ▶

Jonathan N. Osder, Esq.

DONAHUE GALLAGHER WOODS LLP

591 Redwood Highway, Suite 1200, Mill Valley, CA 94941

Area code and daytime telephone number ▶ 415-381-4161

Fax number ▶ 415-381-7515

Email ▶ jon@donahue.com**CERTIFICATION*** I, the undersigned, hereby certify that I am the

Check only one ▶

 author *else*, copyright claimant owner of exclusive right(s) authorized agent of Autodesk, Inc.

Name of author or other copyright claimant, or owner of exclusive right(s) ▲

of the work identified in this application and that the statements made by me in this application are correct to the best of my knowledge.

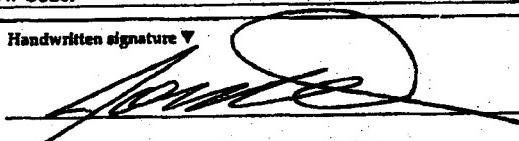
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Typed or printed name and date ▼ If this application gives a date of publication in space 3, do not sign and submit it before that date.

Jonathan N. Osder

Date ▶ June 20, 2007

Handwritten signature ▶

Certificate
will be
mailed in
window
envelopes
to this
address:

Name ▼	Jonathan N. Osder, Esq. DONAHUE GALLAGHER WOODS LLP
Number/Street/Apt ▼	591 Redwood Highway, Suite 1200
City/State/Zip ▼	Mill Valley, CA 94941

- COMPLETED
 - Complete all necessary spaces
 - Sign your application in space 8
**SEND ALL 2 ELEMENTS
IN THE SAME PACKAGE**
 1. Application form
 2. Nonrefundable filing fee in check or money
 order payable to Register of Copyrights
 3. Deposit material
 1440 TC
 Library of Congress
 Copyright Office
 101 Independence Avenue SE
 Washington, DC 20556-6222

9

*17 USC §506(e): Any person who knowingly makes a false representation of a material fact in the application for copyright registration provided for by section 409, or in any written statement filed in connection with the application, shall be fined not more than \$2,500.